



<b>Vidas, Arrett &amp; Steinkraus</b> <b>Utility Patent Application</b> <b>Transmittal</b>		Atty. Docket No		S63.2-9703-US02
		First Inventor		Eder et al.
		Title:	Expandable Coil Stent	
		Express Mail Label No.		EV342628925US
<b>Application Elements</b>		<b>Address To:</b>		Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450
1. <input checked="" type="checkbox"/> Fee Transmittal Form <span style="float: right;">Pages 2</span> <input checked="" type="checkbox"/> Check Included 2. <input type="checkbox"/> Applicant claims small entity status 3. <input checked="" type="checkbox"/> Specification (including 0pg cover sheet, 11pg description, <span style="float: right;">Pages 16</span> 4pg claims and 1pg abstract) 4. <input checked="" type="checkbox"/> Drawings <span style="float: right;">Pages 4</span> 5. <input checked="" type="checkbox"/> Oath or Declaration <span style="float: right;">Pages 3</span> a. <input type="checkbox"/> Newly executed (original or copy) b. <input checked="" type="checkbox"/> Copy from a prior application (37 CFR 1.63(d) (for continuation/divisional with Box 19 completed) i. <input type="checkbox"/> Deletion of Inventor(s) – signed statement attached <span style="float: right;">Pages</span> deleting inventors named in the prior application 6. <input checked="" type="checkbox"/> Application Data Sheet <span style="float: right;">Pages 3</span> 7. <input checked="" type="checkbox"/> Assignment Papers (cover sheet & documents and check) <span style="float: right;">Pages</span> <input checked="" type="checkbox"/> Previously recorded on 3/28/2001, Reel 011489, Frames 0163-0165 8. <input checked="" type="checkbox"/> Power of Attorney <span style="float: right;">Pages 1</span> <input type="checkbox"/> 37 C.F.R. 3.73(b) Statement (when there is an assignee) <span style="float: right;">Pages</span> 9. <input type="checkbox"/> English Translation Document <span style="float: right;">Pages</span> 10. <input checked="" type="checkbox"/> Information Disclosure Statement <span style="float: right;">Pages 11</span> <input type="checkbox"/> Copies of Citations ( references) 11. <input checked="" type="checkbox"/> Preliminary Amendment <span style="float: right;">Pages 3</span> 12. <input checked="" type="checkbox"/> Return Receipt Postcard <span style="float: right;">Pages 1</span> 13. <input type="checkbox"/> Certified Copy of Priority Document <span style="float: right;">Pages</span> 14. <input type="checkbox"/> Nonpublication Request <span style="float: right;">Pages</span> 15. <input checked="" type="checkbox"/> Constructive Petition <span style="float: right;">Pages 1</span> 16. <input checked="" type="checkbox"/> Limited Authorization <span style="float: right;">Pages 1</span> 17. <input checked="" type="checkbox"/> VAS Utility Patent Application Transmittal <span style="float: right;">Pages 1</span> 18. <input type="checkbox"/> Other <span style="float: right;">Pages</span>				
19. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment or in an Application Data Sheet  <input checked="" type="checkbox"/> Continuation <input type="checkbox"/> Divisional <input type="checkbox"/> Continuation-in-part    Of prior application no. 09/681,394  Prior Application Information: Examiner Suzette J. Jackson Group Art Unit 3738  For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference.				
20. TOTAL NUMBER OF PAGES 47				
<b>21. CORRESPONDENCE ADDRESS</b>   <b>00490</b> <small>PATENT TRADEMARK OFFICE</small>  <b>INSERT CUSTOMER NUMBER LABEL ABOVE</b>				
Name		Brendan C. Babcock, Reg. No. 50,705		
Signature				Date 7/1/2003

17271 U.S. PRO  
 10/612030  
 07/01/03

07/01/03

14202 U.S. PTO

# FEE TRANSMITTAL for FY 2003

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 750.00)

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None  
☐ Deposit Account:

Deposit Account Number: 22-0350

Deposit Account Name: Vidas, Arrett &amp; Steinkraus

The Commissioner is authorized to: (check all that apply)

☐ Charge the fee(s) indicated below ☒ Credit any overpayments☐ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1001	750	2001	375	Utility filing fee	\$750.00
1002	330	2002	165	Design filing fee	---
1003	520	2003	260	Plant filing fee	---
1004	750	2004	375	Reissue filing fee	---
1005	160	2005	80	Provisional filing fee	---

SUBTOTAL (1) (\$ 750.00)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
14	-20** = 0	X \$18.00	= 0.00
Independent Claims	2	-3** = 0	X \$84.00 = 0.00
Multiple Dependent			

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	84	2201	42	Independent claims in excess of 3
1203	280	2203	140	Multiple dependent claim, if not paid
1204	84	2204	42	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

\*\* or number previously paid, if greater; For Reissues, see above

## Complete if Known

Application Number	Not yet assigned
Filing Date	Concurrently herewith
First Named Inventor	Eder et al.
Examiner Name	Not yet assigned
Art Unit	Not yet assigned
Attorney Docket No.	S63.2-9703-US02

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge-late filing fee oath	---
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	---
1053	130	1053	130	Non-English specification	---
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	---
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	---
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	---
1251	110	2251	55	Extension for reply within first month	---
1252	410	2252	205	Extension for reply within second month	---
1253	930	2253	465	Extension for reply within third month	---
1254	1,450	2254	725	Extension for reply within fourth month	---
1255	1,970	2255	985	Extension for reply within fifth month	---
1401	320	2401	160	Notice of Appeal	---
1402	320	2402	160	Filing a brief in support of an appeal	---
1403	280	2403	140	Request for oral hearing	---
1451	1,510	1451	1,510	Petition to institute a public use proceeding	---
1452	110	2452	55	Petition to revive - unavoidable	---
1453	1,300	2453	650	Petition to revive - unintentional	---
1501	1,300	2501	650	Utility issue fee (or reissue)	---
1502	470	2502	235	Design issue fee	---
1503	630	2503	315	Plant issue fee	---
1460	130	1460	130	Petitions to the Commissioner	---
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	---
1806	180	1806	180	Submission of Information Disclosure Stmt	---
8021	40	8021	40	Recording of each patent assignment per property (times number of properties)	---
1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	---
1810	750	2810	375	For each additional invention to be examined (37 CFR 1.129(b))	---
1801	750	2801	375	Request for Continued Examination (RCE)	---
1802	900	1802	900	Request for expedited examination of a design application	---

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0.00)

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Brendan C. Babcock	Registration No.	50,705	Telephone	952-563-3000
Signature	<i>Brendan Babcock</i>	(Attorney/Agent)		Date	7/1/2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>In re Application of:</b>	<b>Eder et al.</b>
<b>Application No.:</b>	<b>Not yet assigned</b>
<b>Filed:</b>	<b>Concurrently herewith</b>
<b>For:</b>	<b>Expandable Coil Stent</b>
<b>Examiner:</b>	<b>Not yet assigned</b>
<b>Group Art Unit:</b>	<b>Not yet assigned</b>

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Docket No.: S63.2N-9703-US02**

**CONSTRUCTIVE PETITION FOR EXTENSION OF TIME AND FEE  
AUTHORIZATION PURSUANT TO 37 C.F.R. §1.136(a)(3)**


Applicant hereby requests that the United States Patent and Trademark Office treat any concurrent or future reply requiring a petition for an extension of time pursuant to §1.136 for its timely submission as incorporating therein a petition for an extension of time for the appropriate length of time.

Applicant authorizes the Commissioner of Patents and Trademarks to charge all required extension of time fees that have not otherwise been paid to Deposit Account No. 22-0350.

Respectfully submitted,

VIDAS, ARRETT & STEINKRAUS

Date: July 1, 2003

By:   
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